

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : : EXPEDITED PROCEDURE
Hirofumi AKAGI : : Response under 37 CFR 1.116
Serial No. 10/534,250 : Confirmation No: 4964
Filed: March 9, 2006 : : Group Art Unit: 2838
For: FILTER DEVICE : : Examiner: Adolf D. BERHANE

PRE-APPEAL BRIEF REQUEST FOR REVIEW

Mail Stop AF
COMMISSIONER FOR PATENTS
P.O. Box 1450
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Sir:

This paper is submitted in reply to the Final Office Action mailed *July 2, 2007*.

Applicants respectfully request review of the final rejections of all claims as manifested in the Final Office Action. No amendments are being filed with this request.

This request is being filed with a Notice of Appeal in compliance with *37 CFR 41.31* and the fee set forth in *37 CFR 41.20(b)(1)*.

The review is requested for the reasons stated on the attached sheets.

REASONS

The clear errors found in the final rejections of all claims have been discussed in the October 2, 2007 Request for Reconsideration, at pages 2-4, which are *incorporated by reference* herein.

Especially with respect to dependent claims 18-20, despite Applicants' request,¹ the Examiner still fails² to specify with reasonable clarity how the applied reference teaches or discloses the claim features, which have been detailed as patentably distinguishable from the reference in the February 14, 2007 Amendment, at page 10, the last line through page 11, line 16, which are *incorporated by reference* herein.

Withdrawal of the final rejections in view of the arguments incorporated by reference above is believed appropriate and therefore respectfully requested.

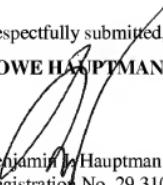
¹ See October 2, 2007 Request for Reconsideration, at page 4 the last two lines.

² See Continuation Sheet of Advisory Action mailed October 15, 2007.

To the extent necessary, a petition for an extension of time under *37 C.F.R. 1.136* is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

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